IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 23350 of 2004

Between:

1.. P.Madhukar, S/o.Raja Lingam,
Mandal Praja Parishad President, Manthani Mandal, Karimnagar

District.
2.. Vilchavaram Gram Panchayat, rep.by its Sarpanch, K.Vijayalaxmi,

W/o.Shanker, R/o.Manthani Mandal, Karimangar District.

..... PETITIONERS

AND

1.. The District Level Committee, rep.by its Chairman, Karimnagar

District.
2.. The District Panchayat officer and Member Convenor, District Level

Committee, Karimnagar District.
3.. The Divisional Forest officer, Karimangar (East) Karimnagar District.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may pleased to issue an order or writ one in the nature of writ of mandamus, declaring the action of the 1st respondent in not notifying the sand quarries of Godavari River of vilochavaram Gram Panchayat, Manthani Mandal, Karimnagar District falling outside the Siwaram (Crocodile) Sanctuary declared under the wildlife (protection) Act, 1972 and not considering the representation for acutioning of sand quarries as arbitrary, illegal, unjust, unconstitutional and consequently direct the respondents to notify the sand quarries outside the notified area under wildlife (protection) Act, 1972 as Siwaram (Crocodile) sanctuary

Counsel for the Petitioner:SMT.N.SHOBA

Counsel for Respondents :GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following :

ORDER:

The petitioners in the present writ petition challenge the action of the respondents in not notifying the sand quarries situated within the Vilochavaram Gram Panchayat and out side the Siwaram (Lanjamadugu Crocodile) Wild Life Sanctury.

The learned counsel for petitioner submitted that the Vilochavaram Gram Panchayat falls out side the Siwaram Wild Life Sanctury and without demarcating or notifying the area of Siwaram Wild Life Sanctury, prohibiting the entire area from mining is unjustified. It is also stated that heavy deposits of sand are accumulated in the area and the local bodies are deprived of revenue by prohibition of quarrying operations in the entire area. It is also stated that petitioners had made several representations, the last of such representations being made on 12-10-2004 and 2-11-2004 and it is alleged that no action is taken thereon till date.

Heard the learned counsel for petitioner and learned Government Pleader for Panchayat Raj. Both counsel agreed for disposal of the writ petition at admission stage.

Whether the Vilochavaram Gram Panchayat area falls under the Siwaram Wildlife Sanctury or not cannot be gone into by this Court. However, since the representations of the petitioners dated 12-10-2004 and 2-11-2004 are stated to have been lying pending consideration at the end of respondents, without going into the merits of the matter,

I deem it appropriate to dispose of the writ petition directing the respondents to consider the representations dated 12-10-2004 and

2-11-2004 and dispose of the same in accordance with law, expeditiously.

Accordingly, the writ petition is disposed of. No costs.

_____

N.V.RAMANA,J

16TH DEC, 2004

TVK

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1.. The Chairman,District Level Committee, Karimnagar

District.
2.. The District Panchayat officer and Member Convenor, District Level

Committee, Karimnagar District.
3.. The Divisional Forest officer, Karimangar (East) Karimnagar District.

4.2CCs to G.P. For Panchayat Raj, High Court of A.P. buildings, HYDERABAD (OUT)

5.2CD copies

*Form-NIC-OGS/WP{**JA**}*